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Attorneys for Defendant
UNITED PARCEL SERVICE, INC.

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CHAUNCI BOYKIN,

Plaintiff,

vs.

UNITED PARCEL SERVICE, INC.; and
DOES I – X, inclusive,

Defendants.

Case No. C-08-04870 MMC (EMC)

**JOINT STIPULATION REGARDING
PLAINTIFF'S MOTION TO SHORTEN
TIME TO HEAR PLAINTIFF'S MOTION
TO QUASH SUBPOENA FOR MEDICAL
RECORDS AND [PROPOSED] ORDER**

On January 21, 2009, Plaintiff filed a Motion to Quash Or Motion For Protective Order Narrowing Subpoena for Medical Records ("Motion to Quash"), challenging the validity of a subpoena for medical records that Defendant served on Kaiser on January 16, 2009. Also on January 21, 2009, Plaintiff filed a Motion To Shorten Time To Hear Plaintiff's Motion To Quash Or Motion For Protective Order Narrowing Subpoena For Medical Records ("Motion to Shorten Time") requesting that the Court hear the Motion to Quash on January 30, 2009.

After meeting and conferring on January 22, 2009, Plaintiff agrees to withdraw the Motion to Shorten Time and, pursuant to Local Rule 6-2, the parties stipulate to the following shortened time schedule for Plaintiff's Motion to Quash:

Plaintiff's Motion filed: January 21, 2009

Defendant's Opposition filing deadline: February 4, 2009

Plaintiff's Reply filing deadline: February 11, 2009

Hearing: February 18, 2009.

Additionally, Defendant agrees to (1) prepare a letter to Kaiser instructing it not to comply with the subpoena for medical records while Plaintiff's motion is pending before the Court; (2) allow Plaintiff's counsel to review the letter before sending it to Kaiser; and (3) send the letter to Kaiser on or before January 26, 2009. Defense counsel represents that he has already called Kaiser records department to inform them that the subpoena is on hold until a Court decision.

DATED: January 22, 2009

PAUL, HASTINGS, JANOFKY & WALKER LLP
E. JEFFREY GRUBE
MICHAEL M. PFYL

By: /s/ Michael M. Pfyl
MICHAEL M. PFYL

Attorneys for Defendant
UNITED PARCEL SERVICE, INC.

DATED: January 22, 2009

DICKSON – ROSS LLP

By: /s/ Kathryn Burkett Dickson
KATHRYN BURKETT DICKSON

Attorneys for Plaintiff
CHAUNCI M. BOYKIN

[~~PROPOSED~~] ORDER

The Court has reviewed the stipulation of the parties and IT IS HEREBY ORDERED that the following shortened briefing schedule will apply to Plaintiff's Motion to Quash:

Plaintiff's Motion filed: January 21, 2009

Defendant's Opposition filing deadline: February 4, 2009

Plaintiff's Reply filing deadline: February 11, 2009

Hearing: 10:30 a.m. February 18, 2009.

IT IS SO ORDERED

DATED: January 23, 2009



EDWARD M. CHEN
UNITED STATES DISTRICT MAGISTRATE JUDGE